

**City of Selah
Council Minutes**

July 27, 2004

Regular Meeting
Selah Council Chambers
115 West Naches Avenue
Selah, WA 98942

A. Call to Order Mayor Bob Jones called the meeting to order at 4:02 p.m.

B. Roll Call

Members Present: Jerry Kobes, Pete McNew; Herb Schmidt, Scott Smeback

Members Excused: Brian Harris, Keith Larson, Allen Schmid

Staff Present: Bob Noe, City Attorney; Stacy Dwarshius, Police Sergeant; Jerry Davis, Fire Chief; Joe Henne, Public Works Director; Jeff Hagler, Parks & Recreation Director; Dennis Davison, Community Planner; John Gawlik, Building and Code Enforcement Officer

C. Pledge of Allegiance

Mayor Jones led the Pledge of Allegiance. Pastor Lowell Welker led the group in prayer.

D. Agenda Changes

E. Public Appearances

F. Getting To Know Our Businesses

G. Communications

1. Oral

Tom Smith, 6910 Columbus, Yakima 98903, updated Council on the activities of the Skateboard Club. \$615 was collected at a carwash held last weekend where over 15 young people washed cars. The group attended the School Board meeting last week to learn more about progress on and location for the Aquatic Center.

Mayor Jones noted he has been down on skaters in the past but he approves of organized efforts toward building and maintaining a park. He stated he is willing to work with them, noting he hates graffiti. He wished the youngsters all the luck in the world and offered City equipment to help them fulfill their goals.

Tom Smith stated he is working to mentor the youngsters, emphasizing the need for them to respect laws and restrictions. He stated he wants to know the names of violators.

Councilman Jerry Kobes noted the Council Agenda includes an Ordinance that concerns skaters and scooters. He suggested the group stay to listen to discussion on that item.

Michael Southards, Youth President of the Skateboard Club, addressed the Council noting his group has a list of ideas for additional fundraisers. He stated this group is not going to die out even if it takes two or three years to realize their goal.

2. Written

H. Proclamations/Announcements

I. Consent Agenda

All items listed with an asterisk (*) were considered as part of the Consent Agenda.

- * 1. Approval of Minutes: July 13, 2004
- * 2. Approval of Claims & Payroll - Claims check nos. 43481 - 43565 for a total of \$68,955.25 and Payroll check nos. 53994 - 54179 for a total of \$140,372.64.

Mayor Jones read the Consent Agenda.

Councilman Smeback and Councilman Schmidt seconded to approve the Consent Agenda. By voice vote, the motion passed unanimously.

J. Public Hearings

K. New Business

- 1. Appointment of a Voting Member of the Yakima Hotel and Motel Commission

Mayor Jones K-1 noted the council has been provided with a list potential members and Mayor Aubrey Reeves of Union Gap had recommended Tom Denlea owner of the Best Western Ahtanum of Union Gap of be appointed.

Councilman McNew moved and Councilman Schmidt seconded to appoint Tom Denlea as voting member to the Yakima Motel and Hotel Commission. Roll was called. Councilman Smeback – yes; Councilman Schmidt – yes; Councilman McNew – yes; Councilman Kobes – yes. Approval was unanimous.

L. Old Business

M. Resolutions

- 1. Resolution Approving an Emergency Management Mutual Aid Agreement

Fire Chief Jerry Davis addressed the Council on Resolution M-1 stating this mutual aid agreement has been in the works for about a year. He explained shared help as it exists among fire and emergency personnel under the fire mutual aid agreement, noting this agreement will work similarly providing for short and long term contingencies.

Councilman Schmidt noted the agreement has a specific format provide for best use of services up and down the Valley. He moved the Resolution Approving an Emergency Management Mutual Aid Agreement).

Councilman McNew asked who drafted this agreement. The Chief responded that Director Jim Hall and an Emergency Management committee including the Mayor and Councilman Schmidt participated in writing the draft. Councilman McNew thanked the Mayor for his work on the Emergency Management Board.

Mayor Jones noted this agreement is just the first step, and eventually the group would like to include inventory of what's available in every city and fire district up and down the Valley.

Councilman Schmidt noted the agreement indicates other entities involved in emergencies, such as the Red Cross.

Councilman Kobes seconded the motion. Roll was called. Councilman Smeback – yes; Councilman Schmidt – yes; Councilman McNew – yes; Councilman Kobes – yes. Motion carried unanimously.

Mayor Jones praised Emergency Management Director Jim Hall for the tremendous job he has done.

Chief Davis noted he will take this issue to the Fire District Commissioners at their meeting this week.

2. Resolution To Approve the Articles of Association of the Yakima Valley Conference of Governments as Amended

Councilman Kobes stated YVCOG is a good group comprised of all of the cities in the Valley are involved, a good organization

Mayor Jones stated one of the best parts is that smaller cities can get aid and has access to engineering expertise.

McNew noted the group provides an overview of how something one constituent does impacts other communities in the Valley.

Councilman Kobes moved and Councilman McNew seconded to adopt the Resolution To Approve the Articles of Association of the Yakima Valley Conference of Governments as Amended. Roll was called. Councilman Smeback – yes; Councilman Schmidt – yes; Councilman McNew – yes; Councilman Kobes – yes. Motion carried unanimously.

N. Ordinances

1. Ordinance Adopting a New Selah Municipal Code Chapter 6.74, Skateboards, Rollerskates, Foot Scooters, Electric Motorized Foot Scooters; Gas Powered Motorized Foot Scooters and Motorized Scooters; Providing for Severability and Establishing an Effective Date

City Attorney Bob Noe reminded the Council this issue has previously been before them. He stated the bold type indicates changes recommended by the Safety Committee, primarily treating electric and gas-powered scooters separately. He noted violators are subject to having their boards and/or scooters seized and paying a penalty of \$30.00. He further noted parents of violators under age sixteen will be required to pay those penalties. Helmets will be required of all skaters, skateboarders and riders of scooters and mini motorcycles of all types.

Mayor Jones commended the Public Safety Committee for their hard work.

Councilman McNew praised Jerry Davis for the information he provided to the Committee during their deliberation on this topic.

Councilman Kobes asked if the state comes out with new provisions whether the City would need to modify this Ordinance.

City Attorney Noe noted that would be the case because local ordinances and regulations cannot conflict with state law.

Councilman Schmidt said it is apparent the Safety Committee looked at the importance of civility within the community. He stated his belief that it is an excellent move to separate motorized scooters from electric ones.

Councilman Smeback noted the fines should be changed to \$30.00 throughout the document.

Councilman McNew moved and Councilman Smeback seconded. Roll was taken. Councilman Smeback - yes; Councilman Schmidt - yes; Councilman McNew - yes; Councilman Kobes - yes. Motion carried unanimously.

Mayor Jones said he is glad to see Council not just ban scooters and skateboards because kids need an outlet.

Tom Smith offered to make the skateboard group available to help in any way they can to be a part of the solution.

Mayor Jones suggested the Skateboard Club let the City know when they see people in violation.

Police Sergeant Stacy Dwarshius gave Mr. Smith his card.

O. Communications

1. Oral

P. Reports/Announcements

1. Mayor
2. Council Members
3. Boards
4. Departmental
 - a. Wastewater Treatment Monthly Report – June 2004
 - b. Fire Department Quarterly Report, 2nd Quarter 2004
 - c. Building Inspection/Code Enforcement Report - 2nd Quarter 2004

Councilman Smeback asked to be excused from the next Council Meeting.

Councilman Kobes asked to be excused from the next Council Meeting.

Councilman McNew stated he will be at the next meeting and invited Council Members to participate in National Night Out August 3rd.

Parks & Recreation Director Jeff Hagler reported the deaf soccer camp has been held this week, and he is excited about it. Kids from as far away as Vancouver WA and Beaverton OR attended. He stated he will continue to work with the skateboard group.

Mayor Jones suggested Jeff also look at getting parents involved in development of a soccer field.

Public Works Director Joe Henne reported next Tuesday will be the bid opening for waterline project for Yakama Juice. He stated they still need railroad approval, and he will likely ask Council to approve bid quote prior to receiving that approval. He noted he also will not be here next meeting.

Fire Chief Jerry Davis stated his department newsletter was recently published and his monthly report is in the packet. He offered to answer questions.

Mayor Jones noted he talked to Lowell and will alert Ministerial Association to advertise the Yakima Valley Community Band concert August 5 in Sunday's church bulletins.

Pastor Welker suggested including the National Night Out in the request to the Ministerial Association.

Mayor Jones reported he attended an Emergency Medical Service Board meeting this morning gave approval to move to a spot at Glenwood Square. H stated he is glad to see the mutual aid agreement pass.

Q. Executive Session

R. Adjournment

Council Member Smeback moved and Council Member Schmidt seconded that the meeting be adjourned. By voice vote, the motion passed unanimously. The meeting adjourned at 4:36 pm.

Robert L. Jones, Mayor

Gerald Kobes, Council Member

(Excused)
Keith Larson, Council Member

Peter McNew, Council Member

(Excused)
Allen Schmid, Council Member

Herb Schmidt, Council Member

Scott Smeback, Council Member

(Excused)
Brian Harris, Council Member

ATTEST:

Dale E. Novobielski, Clerk/Treasurer